

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

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|-----------------------|---|------------------------|
| ARTHUR D'AMARIO, III, | : | |
| | : | |
| Petitioner, | : | Civ. No. 13-4314 (RBK) |
| | : | |
| v. | : | ORDER |
| | : | |
| J.T. SHARTLE, | : | |
| | : | |
| Respondent. | : | |
| | : | |

For the reasons expressed in the Opinion filed herewith,

IT IS on this 13th day of March, 2014,

ORDERED that the petition for writ of habeas corpus is denied; however, Claims II and IV as stated in the Opinion are dismissed without prejudice due to a lack of habeas jurisdiction; and it is further

ORDERED that petitioner's motion for immediate release (Dkt. No. 11.) and motion for a preliminary injunction (Dkt. No. 12.) are denied; and it is further

ORDERED that the Clerk shall serve the Opinion and Order on petitioner by regular U.S. Mail; and it is further

ORDERED that the Clerk mark this case as closed.

s/Robert B. Kugler
ROBERT B. KUGLER
United States District Judge